IN THE UNITED STATES OF DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA

CAPITOL RECORDS, INC., *et al.*,

Plaintiffs,

vs.

JAMMIE THOMAS,

Defendant.

Case No.: 06cv1497-MJD/RLE

PLAINTIFFS' WITNESS LIST

Pursuant to the Third Amended Date Certain Trial Notice (Doc. No. 256, ¶ 1c), Plaintiffs respectfully submit the attached trial witness list.

Respectfully submitted this 1st day of June 2009.

/s/ Timothy M. Reynolds
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UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

CAPITOL RECORDS, INC., *et al.*,

V.

JAMMIE THOMAS

PLAINTIFFS' WITNESS LIST

Case Number: 06-cv-1497-MJD/RLE

PRESIDING JUDGE	PLAINTIFF'S ATTORNEY	DEFENDANT'S ATTORNEY
Michael J. Davis	Timothy M. Reynolds, Esq.	K.A.D. Camara, Esq.
TRIAL DATE (S)	COURT REPORTER	COURTROOM DEPUTY
June 15, 2009		

PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
					Witness: A representative of Best Buy, 14555 Edgewood Drive, Baxter, Minnesota 56425. If called, a representative of Best Buy will testify concerning its Sales and Service for Defendant, the replacement of Defendant's hard drive, Best Buy's response to the Rule 45 subpoena served on it by Plaintiffs, and Best Buy's business records relating to Defendant. (may call) (.5 hours)
					Witness: Alasdair McMullan, for the Plaintiff Capitol Records, Inc. Mr. McMullan may be contacted through Plaintiffs' counsel. If called, Mr. McMullan will testify concerning Plaintiffs' copyrighted sound recordings, Plaintiffs' ownership of or exclusive license to the copyrights in the sound recordings at issue in this case, the lack of licensing of the copyrighted sound recordings to Defendant, and the harm to Plaintiffs that has resulted from the illegal sharing of Plaintiffs' copyrighted recordings over the Internet. (may call) (.75 hours)
					Witness: Betsy Brown, for the Plaintiff Warner Bros. Records, Inc. Ms. Brown may be contacted through Plaintiffs' counsel. If called, Ms. Brown will testify concerning Plaintiffs' copyrighted sound recordings, Plaintiffs' ownership of or exclusive license to the copyrights in the sound recordings at issue in this case, the lack of licensing of the copyrighted sound recordings to Defendant, and the harm to Plaintiffs that has resulted from the illegal sharing of Plaintiffs' copyrighted recordings over the Internet. (may call) (.75 hours)
					Witness: JoAn Cho, for the Plaintiffs UMG Recordings, Inc. and Interscope Records. Ms. Cho may be contacted through Plaintiffs' counsel. If called, Ms. Cho will testify concerning Plaintiffs' copyrighted sound recordings, Plaintiffs' ownership of or exclusive license to the copyrights in the sound recordings at issue in this case, the lack of licensing of the copyrighted sound recordings to Defendant, and the harm to Plaintiffs that has resulted from the illegal sharing of Plaintiffs' copyrighted recordings over the Internet. (may call) (.75 hours)
					Witness: A representative of Charter Communications, Inc., 12405 Powerscourt Drive, St. Louis, Missouri 63131. If called, a representative of Charter will testify concerning Charter's identification of IP address 24.179.199.117 as being registered to Defendant on February 21, 2005, its response to the Rule 45 subpoenas served on it by Plaintiffs, its letter to Brian Toder regarding billing records, Defendant's

					subscription to Internet service through Charter, and Charter's business and other records relating to Defendant's Internet account. (may call) (.75 hours)
					Witness: Kevin Havemeier, 15535 26th Avenue North, Unit A, Plymouth, Minnesota 55447. If called, Mr. Havemeier will testify concerning his communications with Defendant after receiving notice of Plaintiffs' lawsuit and other matter discussed in his deposition. (may call) (.5 hours)
					Witness: Dr. Doug Jacobson, Ph.D., CFCE., 2500 Woodview Dr., Ames, Iowa 50014, (515) 292-7239. Dr. Jacobson will testify concerning the investigation of illegal file sharing activity through the Internet account of Defendant, the forensic examination of Defendant's computer hard drive, how Defendant used peer-to-peer software to engage in copyright infringement, and other matters referenced in his Supplemental Declaration and Expert Report. (will call) (2.0 hours)
					Witness: Wade Leak, for the Plaintiffs Sony BMG Music Entertainment and Arista Records LLC. Mr. Leak may be contacted through Plaintiffs' counsel. Mr. Leak will testify concerning Plaintiffs' copyrighted sound recordings, Plaintiffs' ownership of or exclusive license to the copyrights in the sound recordings at issue in this case, the lack of licensing of the copyrighted sound recordings to Defendant, and the harm to Plaintiffs that has resulted from the illegal sharing of Plaintiffs' copyrighted recordings over the Internet. (may call) (1.0 hours)
					Witness: Eric Stanley, 4027 Elmwood Drive, St. Bonifacius, Minnesota 55375. If called, Mr. Stanley will testify concerning his examination of Defendant's computer hard drive and other matters discussed in his deposition. (may call) (.5 hours)
					Witness: Jammie Thomas, 20397 Madson Avenue, Brainerd, MN 56401. If called, Ms. Thomas will testify regarding her computer use, the replacement of her computer hard drive, her communications with Plaintiffs and others regarding Plaintiffs' lawsuit and other matters discussed in her deposition. (may call) (1.0 hours)
					Witness: Chris Connelly, MediaSentry Managed Services unit of Safenet, Inc. Mr. Connelly may be contacted through MediaSentry's counsel, Thomas M. Mullaney, Esq., 708 Third Avenue, Suite 2500, New York New York, 10017. Mr. Connelly will testify concerning SafeNet's investigation of illegal file sharing activity through the Internet account of Defendant, including without limitation SafeNet's detection of hundreds of sound recordings being distributed to other Internet users from IP address 24.179.199.117 on February 21, 2005, SafeNet's collection of information concerning Defendant's online file sharing activity, other evidence of Defendant's infringing behavior, peer to peer architecture, and how Defendant used peer-to-peer software to engage in copyright infringement. (will call) (1.5 hours)
					Any witness listed by Defendant
					Any witness necessary for authentication, impeachment, or rebuttal
					Plaintiffs reserve the right to add additional witnesses depending on Defendant's witness and exhibit designations

* Include a notation as to the location of any exhibit not held with the case file or not available because of size.